



ORANGE COUNTY DISTRICT ATTORNEY'S OFFICE
BUREAU OF INVESTIGATION

SA 16-250

SUPPLEMENTAL REPORT

CASE NAME: MIGUEL SILICEO & [REDACTED]

CLASSIFICATION: OFFICER MISCONDUCT

TYPE: SUPPLEMENTAL – TIMELINE

AGENCY: FULLERTON POLICE DEPARTMENT

Video, Document and Report Timeline

July 9, 2016

0224 hours Officer [REDACTED]’s Body Worn Camera (BWC) recording start time - 26 minutes in length (Exhibit - BWC Audit Trail).

0225 hours Officer LEMOINE’s BWC recording start time - 5 minutes in length (Exhibit - BWC Audit Trail).

0226 hours Officer SILICEO’s BWC recording start time - 9 minutes in length (Exhibit - BWC Audit Trail).

0226 hours Officer BECERRA’s BWC recording start time per BWC audit data - 5 minutes in length (Exhibit - BWC Audit Trail).

0226 hours Officer BOVA’s BWC recording start time - 3 minutes in length (Exhibit - BWC Audit Trail).

0228 hours Start of “Ped Check” call at 100 West Amerige Avenue initiated by Officer SILICEO per Complaint Hardcopy Page 1 of 5 (Exhibit - Documents from Sergeant JAMES 3-14-16).

0228 hours Time of violation for 647(f) PC – LUIS ABEL SERRANO DIAZ by Officer [REDACTED] - Arrest Report AB# 2015- 3473 Page 2 of 6 (Exhibit - Documents from Sergeant JAMES 3-14-16).

0228 hours Narrative report incident time by Officer SILICEO - General Offense Hardcopy GO# 2015-44269 Page 5 of 9 (Exhibit – VICTOR SERRANO Arrest Reports).

0229 hours Officer BOVA BWC recording end time (Exhibit - BWC Audit Trail).

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David F. Melnyk

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Date: 08/30/2016

0230 hours Time of violation for 415.1 PC / 148(a) PC, Citation #FL964594 – LUIS SERRANO DIAZ by Officer [REDACTED] (Exhibit – LUIS DIAZ Arrest Reports).

0230 hours Officer LEMOINE BWC recording end time (Exhibit - BWC Audit Trail).

0231 hours On Scene time at 100 West Amerige Avenue for Officers LEMOINE, BOVA, [REDACTED] and BECERRA per Complaint Hardcopy Page 1 of 5 (Exhibit - Documents from Sergeant JAMES 3-14-16).

0231 hours Time of violation for 647(f) PC, Citation #FL964595 – VICTOR SERRANO by Officer SILICEO (Exhibit – VICTOR SERRANO Arrest Reports).

0231 hours Officer BECERRA's BWC recording end time (Exhibit - BWC Audit Trail).

0231 hours Arrest time for VICTOR SERRANO by Officer SILICEO per Pre-Booking form AB#15-3472 (Exhibit - Documents from Sergeant JAMES 3-14-16).

0231 hours Arrest time for LUIS SERRANO DIAZ by Officer [REDACTED] per Pre-Booking form AB#15-3473 (Exhibit - Documents from Sergeant JAMES 3-14-16).

0232 hours Transport time for LUIS SERRANO DIAZ to the jail by Officer [REDACTED] per Complaint Hardcopy (Page 2 of 5) (Exhibit - Documents from Sergeant JAMES 3-14-16).

0235 hours Officer SILICEO's BWC recording end time (Exhibit - BWC Audit Trail).

0236 hours Arrival time at the jail by Officer [REDACTED] jail with LUIS SERRANO DIAZ per Complaint Hardcopy Page 2 of 5 (Exhibit - Documents from Sergeant JAMES 3-14-16).

0239 hours Arrival time at the jail by Officer SILICEO with VICTOR SERRANO per Complaint Hardcopy Page 2 of 5 (Exhibit - Documents from Sergeant JAMES 3-14-16).

0246 hours Time of violation for 647(f) PC for VICTOR SERRANO by Officer SILICEO per Arrest Report AB# 2015- 3472 Page 1 of 3 (Exhibit – VICTOR SERRANO Arrest Reports).

0246 hours Offense occurred time per General Offense Hardcopy GO# 2015-44269 Page 1 of 9 (Exhibit – VICTOR SERRANO Arrest Reports).

0247 hours Time in Cell #14 for VICTOR SERRANO by Officer SILICEO and Jailer WALKER per Arrest Hardcopy AB# 2015- 3472 Page 2 of 3 (Exhibit – VICTOR SERRANO Arrest Reports).

0250 hours Officer [REDACTED]'s BWC recording end time per BWC audit data (Exhibit - BWC Audit Trail).

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0255 hours Officer BOVA's BWC uploaded time categorized as "Arrest" with a scheduled deletion date of 07/08/17. The report number was included (Exhibit - BWC Audit Trail).

0256 hours Time of violation for 148(a)(1) PC – LUIS ABEL SERRANO DIAZ by Officer [REDACTED] per Arrest Report AB# 2015- 3473 Page 1 of 6 (Exhibit - Documents from Sergeant JAMES 3-14-16).

0257 hours Time in Cell #5 for LUIS ABEL SERRANO DIAZ by Officer [REDACTED] and Jailer WALKER per Arrest Report AB# 2015- 3473 Page 2 of 6 - (Exhibit - Documents from Sergeant JAMES 3-14-16).

0300 hours Scheduled End of Watch for SILICEO and [REDACTED] - (Exhibit - Documents from Sergeant JAMES 3-23-16).

0323 hours Time of Preliminary Officer Investigation Report by Officer [REDACTED] per General Offense Report GO# 2015-44269 Page 6 of 9. (Exhibit – VICTOR SERRANO Arrest Reports).

0330 hours Time of Preliminary Officer Investigation Report by Officer SILICEO per General Offense Report GO# 2015-44269 Page 5 of 9. (Exhibit – VICTOR SERRANO Arrest Reports).

0339 hours Time the call was cleared per Complaint Hardcopy Page 4 of 5 (Exhibit - Documents from Sergeant JAMES 3-14-16).

0409 hours Time report submitted by Officer [REDACTED] per General Offense Report GO# 2015-44269 Page 6 of 9 (Exhibit – VICTOR SERRANO Arrest Reports).

0443 hours Officer [REDACTED]'s BWC uploaded time categorized as "On View Activity" with a scheduled deletion date of 01/05/16. The report number was included (Exhibit - BWC Audit Trail).

0507 hours Officer SILICEO's BWC uploaded time without any category. No report number was included (Exhibit - BWC Audit Trail).

0558 hours Officer LEMOINE's BWC uploaded time categorized as "On View Activity" with a scheduled deletion date of 01/05/16. The report number was included (Exhibit - BWC Audit Trail)..

0610 hours Officer BECERRA's BWC uploaded time categorized as "Investigations" with a scheduled deletion date of 07/08/17. The report number was included (Exhibit - BWC Audit Trail)..

0917 hours Time of release by citation of VICTOR SERRANO by Jailer M. WORLEY -Arrest report AB# 2015- 3472 Page 3 of 7 (Exhibit - Documents from Sergeant JAMES 3-14-16).

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0918 hours Time of release by citation of LUIS ABEL SERRANO DIAZ by Jailer M. WORLEY - Arrest report AB# 2015- 3473 Page 2 of 6 (Exhibit - Documents from Sergeant JAMES 3-14-16).

08/31/15

OCDA Discovery Request for BWC videos related to SERRANO's arrest (Exhibit – Discovery Req 8-31-15 SERRANO).

09/02/15

OCDA Discovery Request for BWC videos related to DIAZ's arrest (Exhibit – Discovery Req 9-2-15 DIAZ).

09/03/15

FPD Court Liaison LISA NEAL accessed all BWC videos related to Case #2015-44269 except SILICEO's (Exhibit - BWC Audit Trail).

09/23/16

FPD processed a discovery request according to FPD Case Notes for GO #2015-44269 (Exhibit - Documents from Sergeant James 3-16-16).

10/05/15

FPD processed a discovery request according to FPD Case Notes for GO #2015-44269 (Exhibit - Documents from Sergeant James 3-16-16)..

11/18/15

OCDA Discovery Request specifically for SILICEO's BWC video related to DIAZ's arrest (Exhibit - Discovery Req 11-18-15 Diaz).

12/8 & 9/15

FPD Sergeant DAN CASTILLO conducted briefing training to address the problem of Uncategorized BWC videos. SILICEO had 636 Uncategorized BWC videos. The new category of Radio Calls was announced (Exhibit - BWC Categorization Emails).

12/14/15

CASTILLO conducted an audit of the Uncategorized BWC videos. SILICEO had 640 Uncategorized BWC videos(Exhibit - BWC Categorization Emails).

12/21/15

FPD processed a discovery request according to FPD Case Notes for GO #2015-44269 (Exhibit - Documents from Sergeant James 3-16-16).

12/23/15

0946 hours Officer SILICEO's BWC video for the SERRANO and DIAZ incident was re-categorized as a "Radio Call" with a scheduled deletion date of 01/05/16. No report number was included (Exhibit - BWC Audit Trail).

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01/12/16

0213 hours Officer SILICEO's BWC was deleted automatically based on the re-categorization category (Exhibit - BWC Audit Trail).

01/19/16

JAMES conducted a search of Evidence.com for the July 9, 2015 incident and discovered SILICEO's BWC video had been deleted (Exhibit - FPD BWC review and Search Process Memo 1-26-16).

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